

James T. Moore  
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Filed: January 22, 2007

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES  
(Administrative Patent Judge James T. Moore)

SERGIO BELLI,  
LUIGI CAIMI, CLAUDIO BOSISIO,  
ALBERTO BAREGGI, LUCA BALCONI,  
and  
GIOVANNI POZZATI,  
Junior Party  
(Application No. 10/058,004)

v.

DAVID REECE,  
JONATHAN WALLER, NICK WARE,  
and  
PHILIP SASSE,  
Senior Party  
(Patent No. 6,184,473)

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Patent Interference No. 105,324

(Technology Center 2800)

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**JUDGMENT - REQUEST FOR ADVERSE - Bd. R. 127(b)**

Before Lee, Lane, and Moore, Administrative Patent Judges

Moore, Administrative Patent Judge

Belli has filed Paper 40, a Request for Adverse Judgment as to its claims

corresponding to Count 1, the only count of this interference.

1           Upon consideration of the Request for Adverse Judgment, it is hereby:

2           **ORDERED** that judgment on priority as to Count 1 (Paper 1, page 4) is  
 3           awarded against junior party Sergio Belli, Luigi Caimi, Claudio Bosisio, Alberto  
 4           Bareggi, Luca Balconi and Giovanni Pozzati.

5           **FURTHER ORDERED** that junior party Sergio Belli, Luigi Caimi, Claudio  
 6           Bosisio, Alberto Bareggi, Luca Balconi and Giovanni Pozzati is not entitled to a  
 7           patent containing claims 55-100 (corresponding to Count 1) of application  
 8           10/058,004.

9           **FURTHER ORDERED** that a copy of this paper shall be made of record in  
 10          files of application 10/058,004 and patent 6,184,473.

11          **FURTHER ORDERED** that as the parties have stated that there is a  
 12          settlement agreement, the parties shall direct attention to 35 U.S.C. § 135(c) and  
 13          37 CFR § 41.205(a)

14                /Jameson Lee/                                 )  
 15                ADMINISTRATIVE PATENT JUDGE             )

16   )  
 17   )  
 18                /Sally G. Lane/                                 ) BOARD OF PATENT  
 19                ADMINISTRATIVE PATENT JUDGE             ) APPEALS AND  
 20   ) INTERFERENCES

21   )  
 22                /James T. Moore/                                )  
 23                ADMINISTRATIVE PATENT JUDGE             )

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 25  
 26          January 22, 2007  
 27          Alexandria, VA  
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